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Of Counsel
Putbrese, Hunsaker & Trent

February 4, 2000

Re: **Comments on Notice of Proposed Rule Making**
MM Docket No. 99-356, RM-9784
Powers, MI
DBMPC #15170

RECEIVED

FEB 07 2000

FCC MAIL ROOM

Magalie Roman Salas, Secretary
Federal Communications Commission
445 12th St., SW, Room TW-A325
Washington, DC 20554

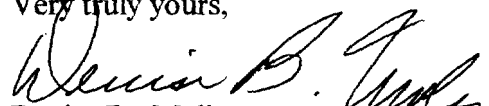
VIA FEDERAL EXPRESS

Dear Ms. Salas:

On behalf of Lyle R. Evans., Petitioner for a new FM allotment at Powers, Michigan, there is transmitted herewith the Petitioner's Comments in support of the above-referenced Notice of Proposed Rule Making.

Should there be any question regarding the attached Comments, please contact undersigned Counsel for Lyle R. Evans.

Very truly yours,


Denise B. Moline

DBM:wp
Attachment
cc: Kathleen Scheuerle

No. of Copies rec'd
ENCLOSURE

045

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.**

RECEIVED

FEB 07 2000

FCC MAIL ROOM

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments,)
FM Broadcast Stations)
(Powers, Michigan))

MM Docket No. 99-356
RM 9784

359

To: Chief, Allocations Branch

COMMENTS ON NOTICE OF PROPOSED RULE MAKING

Lyle R. Evans, ("Evans"), Petitioner in the above-captioned Docket Proceeding, by Counsel, and pursuant to Section 1.415 of the Commission's Rules (47 C.F.R. §1.415), hereby respectfully submits his Comments on the Notice of Proposed Rule Making (NPRM) in support of the proposed allotment of Channel 297C3 as a first FM broadcast service to Powers, Michigan.

Evans hereby incorporates his original Petition, including the facts and engineering demonstration contained therein, by reference into these Comments. Evans reiterates his interest in the proposed allocation, and states that if the frequency is allotted, Evans intends to file an application for Channel 297C3 at Powers at such time as filing is permitted by the Commission.

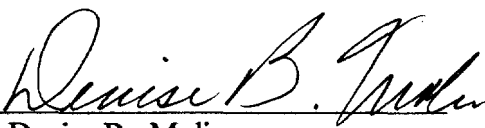
Evans also provides herewith the additional information requested by the Commission in the above-referenced NPRM to qualify Powers, Michigan as a "community" for allotment purposes. (See Attachment 1). Powers, Michigan is an incorporated Village under Michigan State Law. *Inter alia*, Evans has provided additional information in support of Powers's community status, including names and addresses where available, for the Powers village government and personnel, Powers industrial and retail businesses and civic organizations, Powers Post Office, school and religious community, medical facility, and banking institutions.

Evans believes that the requested information establishes that Powers is an independent and viable community as that term is defined for allotment purposes by the Commission.

In view of the foregoing comments and additional information, Evans respectfully requests that the Commission allot Channel 297C3 as the first local transmission service to Powers, Michigan.

Respectfully submitted,

LYLE R. EVANS

By: 
Denise B. Moline
His Attorney

Denise B. Moline, Esq.
PMB #215
1212 So. Naper Blvd., Suite 119
Naperville, IL 60540
630-753-0112

February 4, 2000

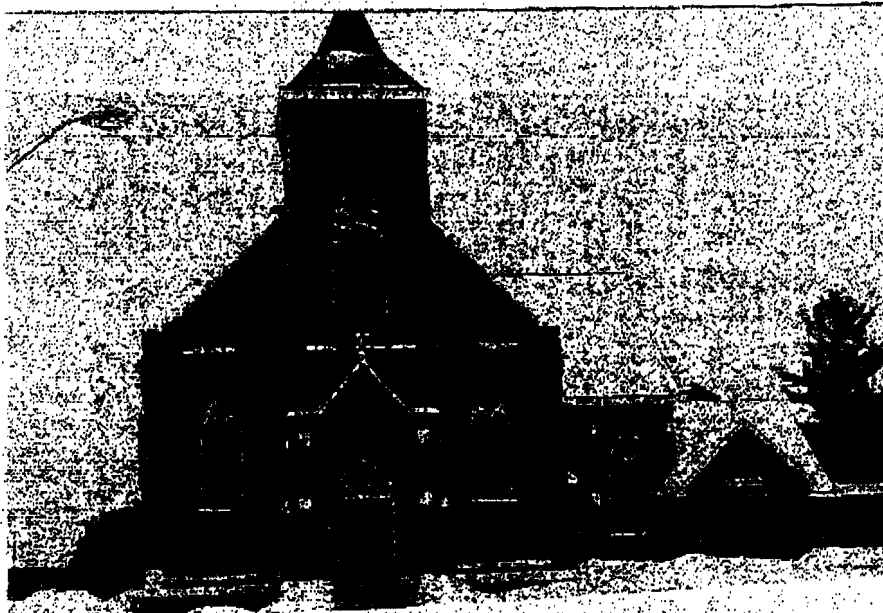
POWERS, MICHIGAN

A Community Profile

Prepared by:
Lyle R. Evans
2470 Crooks Ave.
Kaukauna, WI 54130
920-766-0200

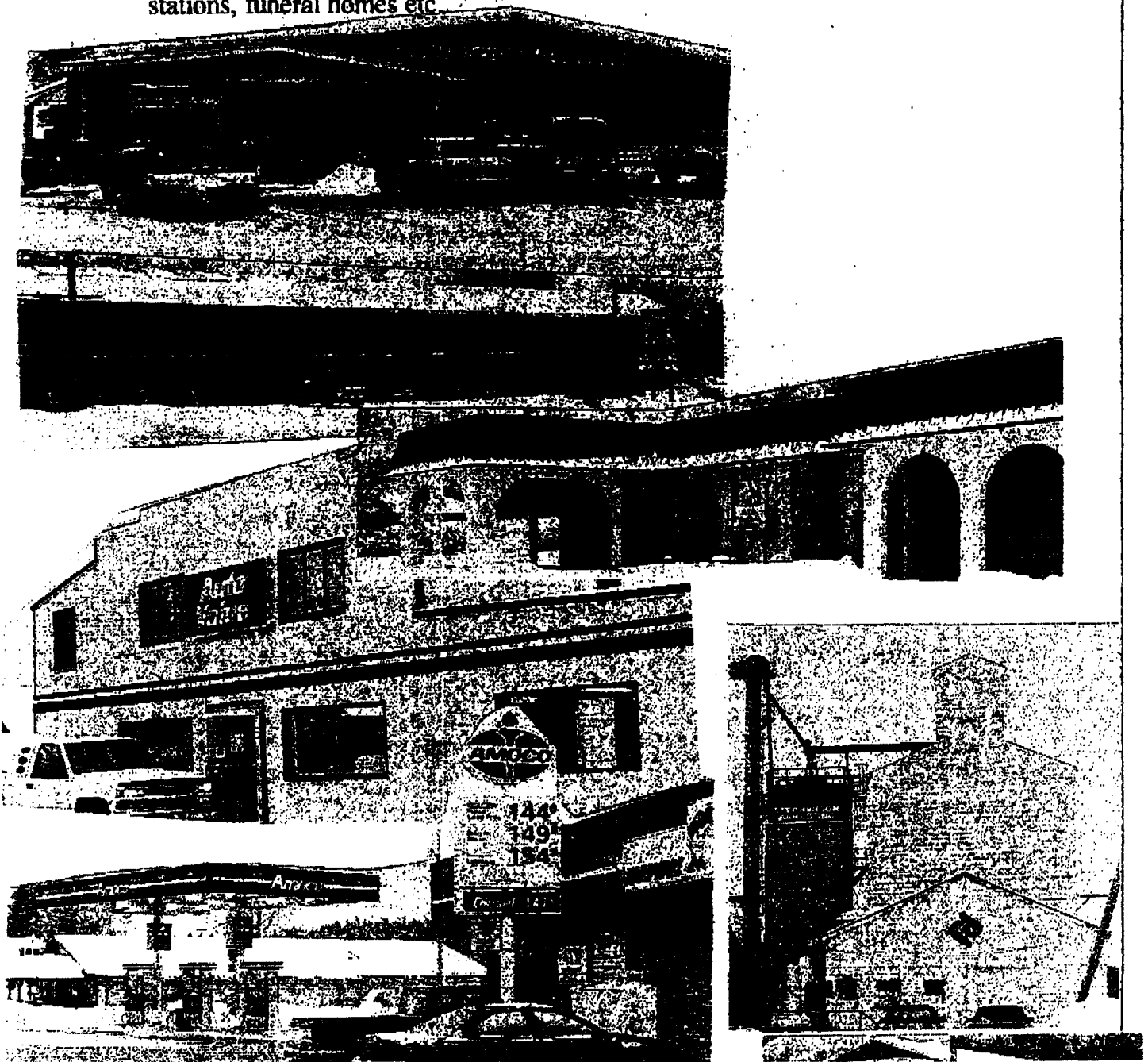
Religious Community:

The Village of Powers has its own religious community. Two such facilities are St. John Neumann Catholic parish located on Cedar St. in Powers. Parish Priest can be reached 906-498-7730. Grace Evangelical Lutheran Church is also located on Cedar Street. Pastor Roger Riedel can be reached at 906-497-4779.



Retail:

The Village of Powers has several retail businesses. Hotels, restaurants, gas stations, funeral homes etc.



Government:

The Village of Powers Mi. is incorporated. A Village President and Village Board, which is elected by its local citizens, governs Powers. The Village Board meets on a weekly basis at its Township hall pictured below.

Village President:

Matt Stein 906-497-4673

Village Board:

James Cologna (Clerk)

Lee Vincent (Wastewater)

Jerry Hubbard (Treasurer)

Village Council:

James Cory

Susan Kleikamp

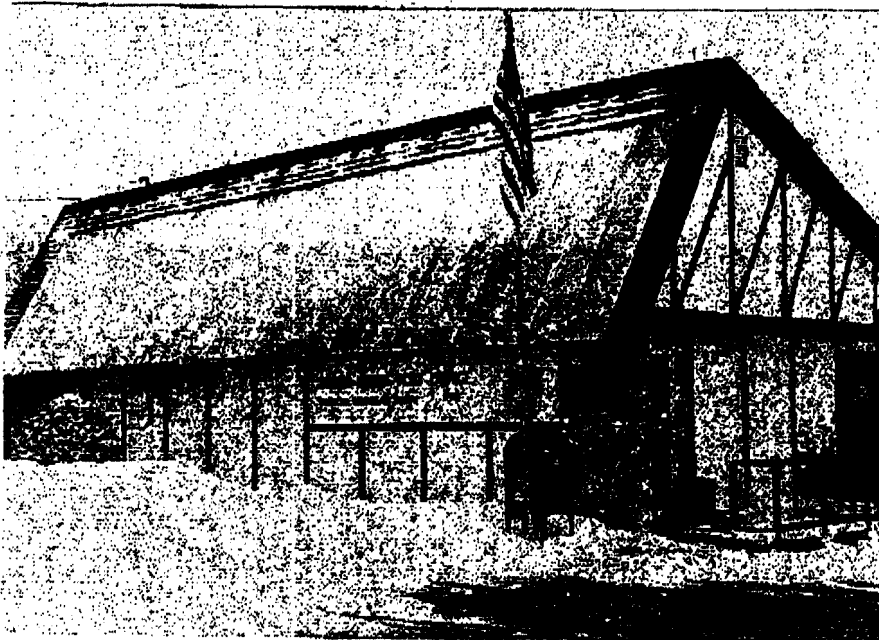
Donald Shannon

Carol Welch



Post Office:

The Village of Powers has its own Post Office located at W3804 US2&41 Powers. Post Master is Roy A. Hart. He can be reached at 906-497-5640.



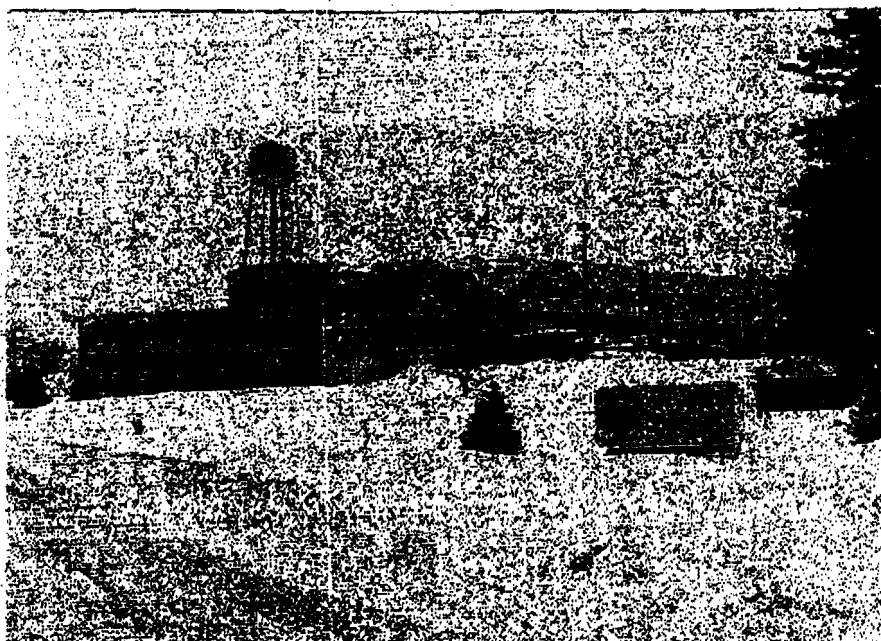
Education:

The Village of Powers has its own school district housed in two facilities. The High School enrolls 320 students in grades 9-12. The Elementary school enrolls 276 students in grades K-8. Superintendent is Norm McKindle. He can be reached at 906-497-5821. His office is located within the High School at 3601 US 2&41 Powers, Mi 49874.



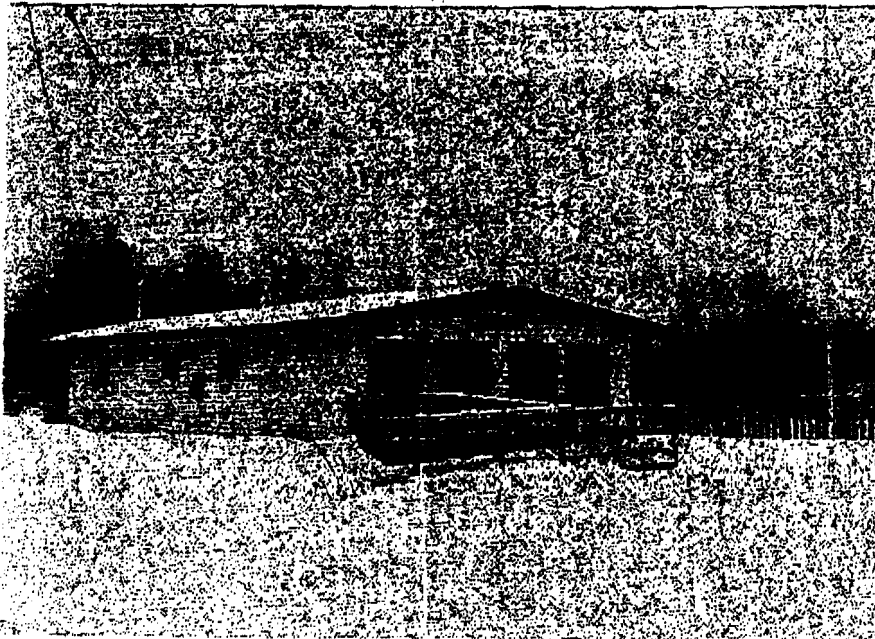
Medical Facilities:

The Village of Powers has its own Medical clinic. Pinecrest Medical Facility is located at N15995 Main St. Powers. Administrator is Gerald Betters. He can be reached at 906-497-5244.



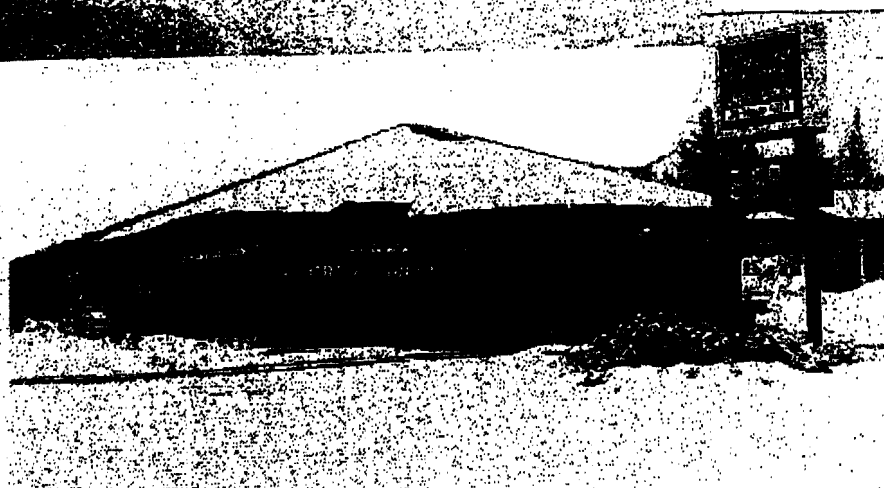
Service Groups:

The Village of Powers supports local non-profit service groups and organizations like the Lions Club.



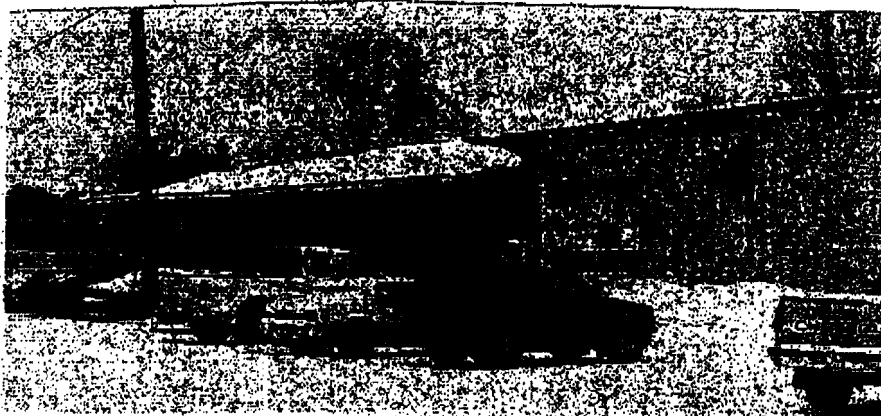
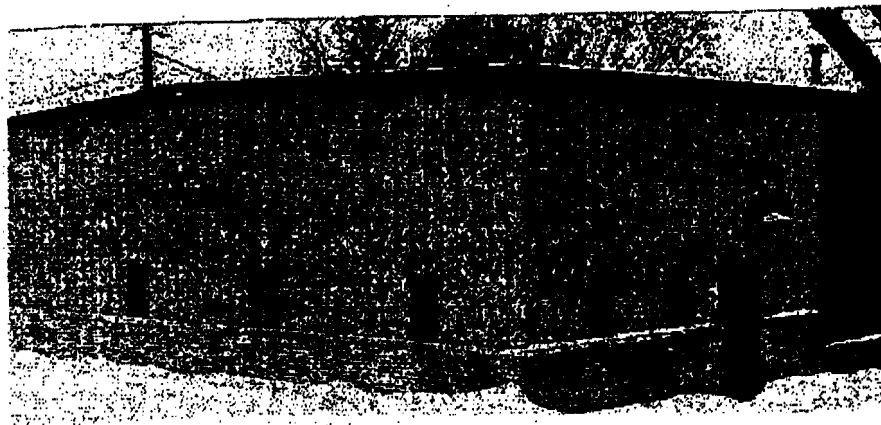
Financial Institutions:

The Village of Powers has a bank and a credit union. MFC First National Bank located at W3879 US2&41 Powers has been serving the community for twelve years. Bank Manager is Donna Piche. She can be reached at 906-497-5268. Menominee Co. Federal Credit Union is located at W3803 US2&41 Powers. Branch Manager is Jerry Bartniki. He can be reached 906-497-5229.



Industry:


The Village of Powers supports industry. Powers Printing is a local printing plant that prints several Upper Michigan newspapers, periodicals, magazines and outdoor journals. Plant Manager is Jim Eiken. He can be reached at 906-497-5652. P.S. Manufacturing is also located in Powers. They manufacture machine shop parts. They also have two other manufacturing plants in Powers. Owner is Ron Parrish. He can be reached at 906-497-5221.



CERTIFICATE OF SERVICE

I, Denise B. Moline, of the law firm of Denise B. Moline, Esq., hereby certify that I have caused to be served, this 4th day of February, 2000, a copy of the foregoing "**Comments on Notice of Proposed Rule Making**" by overnight delivery, postage prepaid, on the following:

Kathleen Scheuerle
Allocations Branch, Audio Services Division
Federal Communications Commission
445 12th St., S.W., Room 3-A247
Washington, D.C., 20554



Denise B. Moline, Esq.

Courtesy Copy, Hand-delivered